



EXECUTIVE DIRECTOR  
Ted Vogt

SECRETARY  
Kacie Cannon  
Phone: 602-542-3931  
[kcannon@azcc.gov](mailto:kcannon@azcc.gov)

Chairman, Tom Forese  
Bob Burns  
Andy Tobin  
Boyd Dunn  
Justin Olson

## **3<sup>rd</sup> REVISED NOTICE**

### **OPEN MEETING OF THE ARIZONA CORPORATION COMMISSION**

Tuesday, March 13, 2018

10:00 a.m.

Hearing Room One  
1200 W. Washington St., Phoenix, AZ 85007

This shall serve as notice of an open meeting at the above location for consideration, discussion, and possible vote of the items on the agenda and other matters related thereto. Commissioners may attend the proceedings in person, or by telephone, video, or internet conferencing, and may use this open meeting to ask questions about the matters on the agenda. The parties to the matters to be discussed or their legal representatives are requested, though not required, to attend. The Commissioners may move to executive session, which will not be open to the public, for the purpose of legal advice pursuant to A.R.S. § 38-431.03(A)(3) on the matters noticed herein.

Persons with a disability may request reasonable accommodations by contacting the Commission Secretary listed above.

**Note:** *The Chairman's Proposed Consent Agenda will generally be taken up at the beginning of the meeting. Any Commissioner may remove any item from this agenda before Commission action on this agenda.*

Agendas are also available online at: <http://azcc.gov/agendas>

**Dial-in Phone Number:** 1-800-689-9374 (Passcode: 415962 for Public Comment or 415960 to Listen Only).

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***Open Meeting to Commence With the Pledge of Allegiance and Invocation***



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### **Chairman's Consent Agenda**

1. **Eugene D. Anderson and Jeannie S. Anderson** ([S-21023A-17-0285](#)) – Proposed Order of Revocation, Restitution, Administrative Penalties and Consent to Same By: Eugene D. Anderson and Jeannie Anderson
2. **Howard Price Wealth Management, LLC and Howard M. Price III**, ([S-21031A-17-0347](#)) – Proposed Order to Cease and Desist, Restitution, Administrative Penalties, and for Other Affirmative Action.
3. **Conectado, Inc.** ([T-20793A-17-0377](#)) – Application for Approval to Cancel its Certificate of Convenience and Necessity.
4. **Correct Solutions, LLC** ([T-21025A-17-0320](#)) – Application for Approval of a Certificate of Convenience and Necessity to Provide Customer Owned Pay Telephone (COPT) Services in the State of Arizona.
5. **Epcor Water Arizona Inc.** ([W-01303A-17-0301](#)) – Application to Extend its Certificate of Convenience and Necessity for its Agua Fria Water District.
6. **Eagletail Water Company LLC** ([W-03936A-16-0095](#) and [W-03936A-16-0096](#)) – Application for Approval of an Order Authorizing the Company to Issue \$17, 450 of Debt.
7. **UNS Electric, Inc.** ([E-04204A-15-0142](#)) – Application for Approval of Lost Fixed Cost Recovery Mechanism Plan of Administration.
8. **Arizona Corporation Commission** ([AU-00000A-17-0379](#)) – Motion to Amend Decision No. 76595 *Nunc Pro Tunc*, and directing Staff to prepare conforming order.
9. **Arizona Electric Power Cooperative, Inc.** ([E-01773A-12-0305](#)) –Request for Extension of Time Regarding the Purchased Power and Fuel Adjustment Clause Filing.
10. **Union Pacific Railroad Company** ([RR-03639A-17-0319](#)) – Application for Approval to Modify an Existing At-Grade Crossing at Dragoon Road (DOT #741-390K) in the Unincorporated Community of Dragoon, Cochise County, Arizona.

### **Regular Agenda**

- ~~11. **Liberty Utilities (Black Mountain Sewer) Corp.** ([SW 02361A 17 0290](#)) – Application for a Certificate of Convenience and Necessity to Provide Wastewater Utility Service in Maricopa County. (ITEM REMOVED)~~
- ~~12. **Liberty Utilities (Litchfield Park Water & Sewer) Corp.** ([SW 01428A 17 0259](#)) – Application for a Certificate of Convenience and Necessity to Provide Wastewater Utility Service in Maricopa County, Arizona. (ITEM REMOVED)~~



~~13. **Valle Verde Water Company** ([W-01431A-17-0225](#)) – Application for Approval of a Rate Adjustment. (ITEM REMOVED)~~

14. **Duncan Valley Electric Cooperative, Inc. (Electric Division)** ([E-01703A-17-0278](#)) – Application for a Determination of the Fair Value of its Property for Ratemaking Purposes, to Fix a Just and Reasonable Rate of Return Thereon, to Approve Rates Designed to Develop Such Return, and for Related Approvals.
15. **Duncan Valley Electric Cooperative, Inc. (Gas Division)** ([G-02528A-17-0277](#)) – Application for a Determination of the Fair Value of its Property for Ratemaking Purposes, to Fix a Just and Reasonable Rate of Return Thereon, to Approve Rates Designed to Develop Such Return, and for Related Approvals.
16. **Tucson Electric Power Company** ([L-00000C-17-0365-00177](#)) – Application for a Certificate of Environmental Compatibility Authorizing the Construction of the Reciprocating Internal Combustion Engine Generation Project and the Irvington 138kV Transmission Line Relocation Project, Including the Installation of ten (10) Modular Approximately 20 MW Reciprocating Internal Combustion Engine Generators and Construction of Approximately 2.2 Miles of New 138kV Transmission Lines Located Within TEP's Irvington Campus, Section 3, Township 15 South, Range 14 East, Pima County, Arizona (Rice Project).
17. **Tucson Electric Power Company** ([L-00000C-17-0365-00177](#)) – Application for a Certificate of Environmental Compatibility Authorizing the Construction of the Reciprocating Internal Combustion Engine Generation Project and the Irvington 138kV Transmission Line Relocation Project, Including the Installation of ten (10) Modular Approximately 20 MW Reciprocating Internal Combustion Engine Generators and Construction of Approximately 2.2 Miles of New 138kV Transmission Lines Located Within TEP's Irvington Campus, Section 3, Township 15 South, Range 14 East, Pima County, Arizona (Transmission Line Project).
18. **Johnson Utilities L.L.C.** ([WS-02987A-16-0275](#)) – Formal Complaint of “Amy” Amanda McInteer-Simpson.
19. **Arizona Water Company** ([W-01445A-16-0443](#)) – Application for a Determination of the Fair Value of its Utility Plant and Property, and for Adjustments to its Rates and Charges for Utility Service Furnished by its Eastern Group and for Certain Related Approvals including a One-Time Credit to Ratepayers with Corresponding Amendment to Decision No. [76598](#) pursuant to A.R.S. 40-252, with Notice and an Opportunity to be Heard.
20. **Arizona Water Company** ([W-01445A-18-0040](#)) – Application to Revise its Northern Group Tariffs to reduce rates and implement a one-time bill credit so as to pass tax expense savings from a reduced corporate income tax rate to customers.



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21. **Arizona Water Company** ([W-01445A-18-0041](#)) – Application to Revise its Western Group Tariffs to reduce rates and implement a one-time bill credit so as to pass tax expense savings from a reduced corporate income tax rate to customers.
  22. **Arizona Corporation Commission (Resource Planning)** ([E-00000V-15-0094](#)) – Resource Planning and Procurement in 2015 and 2016.
  23. **Arizona Corporation Commission (Generic Investigation)** ([W-00000C-17-0183](#)): Review and Analysis of Decision No. [73739](#) in Docket No. W-00000C-06-0149 (The “Decision”), including (1) Evaluation of whether the Decision is sound public policy, and (2) Examination of all public service corporations who, pursuant to the policy described in the Decision, are currently recovering an income tax expense from ratepayers: Commission discussion, consideration, and possible vote regarding the Commission’s treatment of income taxes for public service corporations that are pass-through entities (e.g. Subchapter S Corporations, partnerships, limited liability companies), including whether pass-through entities are allowed to recover income tax expense as a cost of providing utility service.
  24. **Arizona Corporation Commission (Code of Ethics)** ([AU-00000E-17-0079](#)) – Commission consideration, discussion, and possible vote regarding adoption of Code of Ethics.
  25. **Johnson Utilities, LLC.** ([WS-02987A-06-0667](#)) – Order Extending the Time Deadline in Decision Nos. 70411 and 74976.
  26. **In the matter of the Commission’s Investigation of the Billing and Water Quality Issues of Johnson Utilities, LLC** (WS-02987A-18-0050): Staff update on investigation into billing issues, water quality, wastewater facility issues, and related health and safety issues; Commission discussion, consideration, and possible vote regarding order to show cause and the appointment of an interim manager.